

**Title 33**  
**ENVIRONMENTAL QUALITY**  
**Part V. Hazardous Waste and Hazardous Materials**  
**Subpart 1. Department of Environmental QualityC Hazardous Waste**

**Chapter 5. Permit Application Contents**

**Subchapter G. Remedial Action Plans (RAPs) – General Information**

**' 625. May the Decision to Approve or Deny My RAP Application Be Administratively Appealed?**

A. You may request an administrative hearing on a decision by the administrative authority to grant or deny your RAP application, under R. S. 30:2024. If the secretary does not grant your hearing request within 30 days of filing, you are entitled to file an application for *de novo* review of the secretary's action in the Nineteenth Judicial District Court.

B. An aggrieved person [as defined in R. S. 30:2004 (17)] may appeal a final decision on your RAP to the Nineteenth Judicial District Court, under R. S. 30:2050.21. Such an appeal would not suspend the effectiveness of the RAP, if one is issued. However, the secretary may grant, or the court may order, a stay of the RAP decision.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2180 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Environmental Assessment, Environmental Planning Division, LR 26: \*\*

**' 630. When Does My RAP Become Effective?**

A. Your RAP becomes effective 30 days after the administrative authority notifies you and all commenters that your RAP is approved unless:

1. the administrative authority specifies a later effective date in the decision;
2. review is requested under R.S. 30:2024; or
3. no commenters requested a change in the draft RAP, in which case the RAP becomes effective immediately when it is issued.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2180 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Environmental Assessment, Environmental Planning Division, LR 26: \*\*

**' 635. When May I Begin Physical Construction of New Units Permitted Under the RAP?**

You must not begin physical construction of new units permitted under the RAP for treating, storing, or disposing of hazardous remediation waste before receiving a RAP which is effective under the terms of LAC 33:V.630.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2180 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Environmental Assessment, Environmental Planning Division, LR 26: \*\*

**' 660. May the Decision to Approve or Deny a Modification, Revocation and Reissuance, or Termination of My RAP be Administratively Appealed?**

A. You may request an administrative hearing on a decision by the administrative authority to grant or deny a modification, revocation and reissuance, or termination of your RAP under R. S. 30:2024. If the secretary does not grant your hearing request within 30 days of filing, you are entitled to file an application for *de novo* review of the secretary's action in the Nineteenth Judicial District Court.

B. An aggrieved person [as defined in R. S. 30:2004 (17)] may appeal a final decision on your RAP to the Nineteenth Judicial District Court, under R. S. 30:2050.21. Such an appeal would not suspend the effectiveness of the RAP, if one is issued. However, the secretary may grant, or the court may order, a stay of the RAP decision.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2180 et seq.

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**Chapter 7. Administrative Procedures for Treatment, Storage, and Disposal  
Facility Permits**

**Subchapter C. Public Notice of Permit Actions and Public Comment Period**

**' 717. Methods**

Public notice of activities described in LAC 33:V.713.A shall be given by the following methods:

\* \* \*

[See Prior Text in A – A.5.b]

c. those on the list as a result of notification to the public of the opportunity to be put on the mailing list through periodic publication in the public press and in such publications as regional and state funded newsletters, environmental bulletins, or state law journals. The administrative authority may update the mailing list from time to time by requesting written indication of continued interest from those listed and the administrative authority may delete from the list the name of any person who fails to respond to such a request.

~~d. Also, public notices will be mailed to subscribers to a bulletin issued periodically by the administrative authority. Subscribers will include public officials, industries who operate under department permits, and interested individuals and organizations who request that their name be added to the list. The bulletin will contain information concerning permit applications, actions on permits, suspension and revocation orders, enforcement actions, and other information of public interest concerning the hazardous waste program.~~

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[See Prior Text in B – C]

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2180 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Solid and Hazardous Waste, Hazardous Waste Division, LR 10:200 (March 1984), amended LR 17:478 (May 1991), amended by the Office of Environmental Assessment, Environmental Planning Division, LR 26: \*\*